

SEP 08 2005



FAX COVER SHEET

The information contained in this facsimile message, if a client of this firm is a named addressee, or the message is otherwise intended for a client, is presumptively legally privileged and confidential information. If you are not a named addressee, or if there is any reason to believe that you may have received this message in error, (1) do not read the message below; (2) do not distribute or copy this facsimile; and (3) please immediately call us collect at the number of the sender below.

DATE:	September 8, 2005	TOTAL # OF PAGES: (INCLUDING THIS COVER SHEET)	11
TO:	Sarah L. Purol	FAX #:	571-273-8300
FIRM NAME:	Examiner, USPTO	PHONE #:	
<hr/>			
FROM:	James A. Pinto	FAX #:	(303) 629-3450
PHONE #:	(303) 629-3407	EMAIL:	pinto.jim@dorsey.com

COMMENTS:

Re: Application No.: 10/615,638; Confirmation No. 1429
Filing Date: 7/8/03
Inventor: Doug McCain
Art Unit: 3634
Examiner Name: Sarah L. Purol
Docket No.: 1882/US/2 462587-00002

Attached are the following:

1. Transmittal form (one sheet);
2. Amendment and Response to Office Action (7 sheets);
3. Red-lined Fig. 1 and Clean Version of Fig. 1 (2 sheets).

ORIGINAL WILL BE SENT VIA: ☐ MAIL ☐ E-MAIL ☐ MESSENGER ☐ AIR COURIER ☒ WILL NOT BE SENT

PLEASE CONTACT JAMES A. PINTO AT (303) 629-3407 IF THIS TRANSMISSION IS INCOMPLETE OR CANNOT BE READ.

REFERENCE # 1882/US/2 462587-00002

DORSEY & WHITNEY LLP · WWW.DORSEY.COM · T 303.629.3400 · F 303.629.3450
REPUBLIC PLAZA BUILDING · SUITE 4700 · 370 SEVENTEENTH STREET · DENVER, COLORADO 80202-5647
USA CANADA EUROPE ASIA

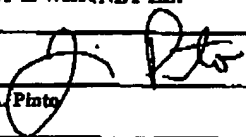
Doc

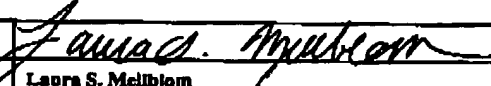
PTO/SB/21 (09-04)

Approved for use through 07/31/2006, OMB 0561-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/615,638; Confirmation 1429	
	Filing Date	7/8/2003	
	First Named Inventor	Doug McCain	
	Art Unit	3634	
	Examiner Name	Sarah L. Puroi	
Total Number of Pages in This Submission	9	Attorney Docket Number	1882/US/2

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 04-1415.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	DORSEY & WHITNEY LLP	
Signature		
Printed name	James A. Pisto	
Date	September 8, 2005	Reg. No. 40,774

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the		
Signature		
Typed or printed name	Laura S. Melblom	Date 9/8/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Attorney Docket No. 1882/US/2

**RECEIVED
CENTRAL FAX CENTER**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SEP 08 2005

Application No.	:	10/615,638	Confirmation No. 1429
Applicant	:	Doug McCain	
Filed	:	July 8, 2003	
TC/A.U.	:	3634	
Examiner	:	Sarah L. Purol	
Docket No.	:	11630/1882/US/2	
Customer No.	:	20686	
For	:	WINE RACK	

AMENDMENT AND RESPONSE TO OFFICE ACTION

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is in response to the Office action dated July 7, 2005, setting forth a three month shortened statutory period for reply ending October 7, 2005. Please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Amendments to the Drawings begin on page 4 of this paper and include both an attached replacement sheet and an annotated sheet showing changes.

Remarks responding to the Office action begin on page 5 of this paper.

An Appendix including amended drawing figures is attached following page 7 of this paper.

4842-2824-7040\1